



1645
1645

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: *Xue et al.*

SERIAL No.: 09/972,709

FILED: October 4, 2001

FOR: **UNBIASED SAMPLE INJECTION FOR MICROFLUIDIC APPLICATIONS**

EXAMINER: Unknown

ART UNIT: 1645

Confirmation No. 5086

**Assistant Commissioner for Patents
Washington, D.C. 20231**

**REQUEST FOR WITHDRAWAL AS ATTORNEY (37 C.F.R. § 10.40(c))
REQUEST FOR PERMISSION TO WITHDRAW**

1. I, a patent attorney/agent signing below, respectfully request permission to withdraw from all further responsibility in this case, in accordance with 37 C.F.R. § 1.36.

- ☐ Because the amendment referred to in item 4A(iii) below is a continuing application signed only by an attorney named below under
- ☐ 37 C.F.R. § 1.60(b),
- ☐ 37 C.F.R. § 1.62(c),
- this withdrawal request is also for such continuing application.

LAST KNOWN ADDRESS OF CLIENT

2. The last known mailing address of the:

- ☐ inventor(s)
- ☒ assignee of the entire interest is

ACLARA BioSciences, Inc.
1288 Pear Avenue
Mountain View, CA 94043

BASIS FOR WITHDRAWAL REQUEST

3. The basis for the request for withdrawal is 37 C.F.R. 10.40(c).

Explanation (including brief description of exhibits, if any):

Client's email dated February 10, 2003 stating the applicant has decided not to pursue the application any further, and requesting return of the file to applicant. A copy of that email is enclosed herewith.

ALLOWANCE OF TIME FOR CLIENT TO ACT

4. Status of this Application

A. Response due (if any)

- (i) ☒ There is no outstanding term for response.
- (ii) ☐ There is an outstanding term for response that expires

MAY 20 2003

APPROVED

JM Stone
JACQUELINE M. STONE
DIRECTOR
TECHNOLOGY CENTER 1700

The above term is extendible under 37 C.F.R. § 1.136(a), until *.

(iii) ☐ Also submitted herewith, is a response to the outstanding Official Action.

B. Time Left for Response

Therefore, the amount of time for response, including extension under 37 C.F.R. § 1.136(a), is:

- ☐ at least two months.
☒ cannot be calculated because this case is awaiting action by the PTO.

NOTIFICATION OF CLIENT

5. In accordance with 37 C.F.R. § 10.40(a), a copy of this request, including attachments, is being sent to the client. A copy of the letter of acknowledgement to the client is enclosed.

Note: A practitioner shall not withdraw from employment without giving due notice to his or her client, 37 C.F.R. § 10.40(a).

NUMBER OF COPIES OF REQUEST

6. This request is enclosed in triplicate.

Note: To expedite the handling of request for permission to withdraw as attorney under 37 C.F.R. § 1.36 submit the request in triplicate (original and two copies.) Notice of September 3, 1985 (1058 O.G. 32).

7. Related Applications for Which Withdrawal is Requested

Withdrawal also is (has been) requested in the following related application of the:

- ☐ inventor(s):
☒ assignee:
☐ common representative:

<u>Application Number</u>	<u>Group</u>	<u>Status of Withdrawal request</u>
60/239,018	NA	NA

SIGNATURE(S) OF WITHDRAWING ATTORNEY(S) (PRACTITIONER(S))

Note: Each attorney of record must sign the notice of withdrawal or the notice of withdrawal must contain a clear indication of one attorney signing on behalf of another. M.P.E.P. § 402.06, 6th ed., rev. 3.

8. Signature(s) of the agent/attorney(s) withdrawing (or signature of an authorized agent/attorney on behalf of the agent/attorney(s) withdrawing)

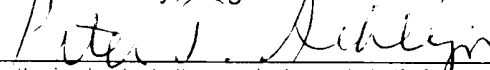
Peter J. Dehlinger, Registration No. 28,006

Judy M. Mohr, Registration No. 38,563

LeeAnn Gorthey, Registration No. 37,337

Larry W. Thrower, Registration No. 47,994

Jacqueline F. Mahoney, Registration No. 48,390


 Signature of authorized patent attorney signing on behalf of agents/attorneys withdrawing
 Peter J. Dehlinger, Registration No. 28,006

Date: 3-3-03

Correspondence Address:
 Customer No. 22918
 Phone: 650 838-4401